

**MEMORANDUM OF UNDERSTANDING
BETWEEN
SANTA CLARA COUNTY PARKS AND RECREATION DEPARTMENT,
ALAMEDA COUNTY WATER DISTRICT,
CONTRA COSTA WATER DISTRICT,
MONTEREY COUNTY PARKS DEPARTMENT,
MONTEREY COUNTY WATER RESOURCES AGENCY,
SAN BENITO COUNTY WATER DISTRICT,
EAST BAY REGIONAL PARK DISTRICT,
EAST BAY MUNICIPAL UTILITY DISTRICT,
ZONE 7 WATER AGENCY,
AND THE SANTA CLARA VALLEY WATER DISTRICT**

WHEREAS, zebra and quagga mussels are an exotic nuisance species with the potential to render water delivery and water based utilities useless, and can permanently alter the composition and functioning of freshwater ecosystems; and

WHEREAS, zebra and quagga mussels are not readily detected and spread easily by attaching themselves to boats, personal watercraft and related equipment; and

WHEREAS, once zebra and quagga mussels are introduced into a water body, they cause great expenditure of public dollars in ongoing and year round cleaning and removal of colonies from water delivery systems; and

WHEREAS, the Santa Clara County Parks and Recreation Department, the Alameda County Water District, the Contra Costa Water District, the Monterey County Parks Department, the Monterey County Water Resources Agency, the San Benito County Water District, the East Bay Regional Park District, the East Bay Municipal Utility District, the Zone 7 Water Agency, and the Santa Clara Valley Water District are members of the Bay Area Regional Consortium (“Consortium”); and

WHEREAS, the Consortium desires to minimize the risk of mussel infestation while simultaneously maintaining access to recreational boating and has determined that these goals can be accomplished by a coordinated regional approach to prevent the boating-related spread of zebra and quagga mussels; and

WHEREAS, the Consortium has created the *Bay Area Consortium Zebra and Quagga Mussel Coordinated Prevention Plan*; and

WHEREAS, the State of California has allocated \$250,000 to the Consortium for the implementation of the quagga and zebra Coordinated Prevention Plan.

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NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:

1. Best Efforts

The purpose of this Memorandum of Understanding (MOU) is to establish that each party to this MOU shall use their best efforts to comply with those portions of the *Bay Area Consortium Zebra and Quagga Mussel Coordinated Prevention Plan* that are applicable to their agency's operations.

2. Term

This MOU shall be effective for a period commencing January 1, 2010 following approval by all parties and shall expire in 5 years on December 31, 2015.

3. Termination for Convenience

Any party may terminate their participation in this MOU at any time by providing thirty (30) days written notice to all other parties.

In witness whereof, the parties hereto have executed this MOU as of the dates written below.

FOR SANTA CLARA COUNTY PARKS AND RECREATION DEPARTMENT


Executed:

By  12/14/09
Lisa Killough, Director Date
Parks and Recreation Department

Approved:

By 
Sylvia Gallegas, Deputy County Executive

Approved as to form and legality:

By 
Jon Calegari, Deputy County Counsel
County of Santa Clara

Name/Address of Party to Receive Notices:

Jim O'Connor, Deputy Director
Santa Clara County Parks and Recreation Department
298 Garden Hill Drive
Los Gatos, CA 95032

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FOR ALAMEDA COUNTY WATER DISTRICT

Executed:

By Walter L. Wadlow 2/9/10
Walter L. Wadlow, General Manager Date
Alameda County Water District

Approved as to form and legality:

By Patrick T. Miyaki
Patrick T. Miyaki, District Counsel
Alameda County Water District

Name/Address of Party to Receive Notices:

Walter L. Wadlow
Alameda County Water District
43885 S. Grimmer
Fremont, CA 94538

FOR CONTRA COSTA WATER DISTRICT

Executed:

By Walter J. Bishop 1/20/10
Walter J. Bishop, General Manager Date
Contra Costa Water District

Approved as to form and legality:

By Carl P. A. Nelson
District Legal Counsel
Contra Costa Water District

Name/Address of Party to Receive Notices:

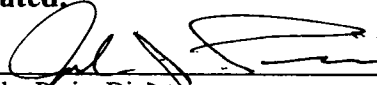
David Huey
Water Operations Manager
Contra Cost Water District
2015 Bates Ave
Concord, CA 94524

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FOR MONTEREY COUNTY PARKS DEPARTMENT

Executed:

By  Date 3/3/10
John Pinio, Director
Monterey County Parks Department

Name/Address of Party to Receive Notices:

John Pinio, Director
Monterey County Parks Department
P.O. Box 5249
Salinas, CA 93915

FOR MONTEREY COUNTY WATER RESOURCES AGENCY

Executed:

By  Date 3/2/10
Curtis V. Weeks, General Manager
Monterey County Water Resources Agency

Name/Address of Party to Receive Notices:

Curtis V. Weeks, General Manager
Monterey County Water Resources Agency
893 Blanco Circle
Salinas, CA 93901-4455

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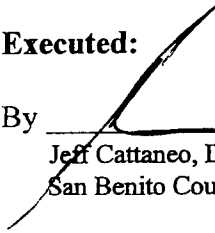
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FOR SAN BENITO COUNTY WATER DISTRICT

Executed:

By  11/26/10
Date
Jeff Cattaneo, District Manager
San Benito County Water District

Approved as to form and legality:

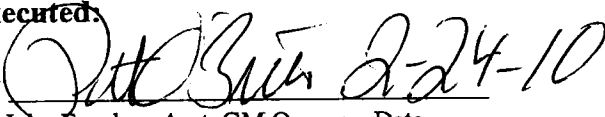
By 
Dave Pipal, District Counsel
San Benito County Water District

Name/Address of Party to Receive Notices:

Dave Meraz, Operations and Maintenance Manager
San Benito County Water District
30 Mansfield Road
Hollister, CA 95024

FOR EAST BAY REGIONAL PARK DISTRICT

Executed:

By  2-24-10
Date
John Escobar, Asst. GM Ops
East Bay Regional Park District
PAT O'RIEN, GENERAL MANAGER

Approved as to form and legality:

By 
Ted Radosevich, District Counsel
East Bay Regional Park District

Name/Address of Party to Receive Notices:

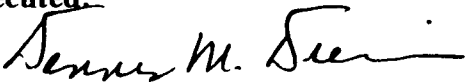
John Escobar, Asst. General Manager Operations
East Bay Regional Park District
P.O. Box 5381
2950 Peralta Oaks Court
Oakland, CA 94605

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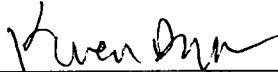
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FOR EAST BAY MUNICIPAL UTILITY DISTRICT

Executed:

By 
Dennis Diemer, General Manager
East Bay Municipal Utility District

Approved as to form and legality:

By 
Office of General Counsel
East Bay Municipal Utility District

Name/Address of Party to Receive Notices:

Richard G. Sykes
Manager of Natural Resources
East Bay Municipal Utility District
375 11th Street
Oakland, CA 94607

FOR ZONE 7 WATER AGENCY

Executed:

By  _____
Jill Duerig, General Manager Date
Zone 7 Water Agency

Name/Address of Party to Receive Notices:

Kurt Arends, Assistant General Manager
Zone 7 Water Agency
100 North Canyons Parkway
Livermore, CA 94551

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FOR SANTA CLARA VALLEY WATER DISTRICT

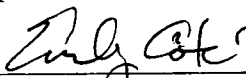
Executed:

By 
Jim Fiedler, Chief Operating Officer
Santa Clara Valley Water District

Approved:

By  12-23-09
Beau Goldie, Chief Executive Officer Date
Santa Clara Valley Water District

Approved as to form and legality:

By 
Emily Cote, Senior Assistant District Counsel
Santa Clara Valley Water District

Name/Address of Party to Receive Notices:

Bruce Cabral, Water Quality Unit Manager
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118 -3614

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